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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/613,865	07/03/2003	Krit Panusopone	GIC-600.1	6245
20028 75	590 08/15/2005		EXAMINER	
Lipsitz & McAllister, LLC			TRAN, PHUOC	
755 MAIN STREET MONROE, CT 06468			ART UNIT	PAPER NUMBER
			2621	
		DATE MAILED: 08/15/2005		

Please find below and/or attached an Office communication concerning this application or proceeding.

Office Action Summary The MAILING DATE of this communication appears on the cover sheet with the correspondence address Period for Reply A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) FROM THE MAILING DATE of THIS COMMUNICATION. Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication. If the period for reply is specified above is less than thirty (30) days, a reply within the statutory minimum of thirty (30) days will be considered timely. If NO period for reply is specified above is less than thirty (30) days, a reply within the statutory minimum of thirty (30) days will be considered timely. If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication. Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b). Status								
Examiner			Application No.	Applicant(s)				
Prior Tran Prior			10/613,865	PANUSOPONE ET AL.				
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Art Unit: 2621

1. The disclosure is objected to because of the following informalities: The current status of U. S. patent application number 09/590,928 cited in the first paragraph of the specification must be updated.

Appropriate correction is required.

2. The nonstatutory double patenting rejection is based on a judicially created doctrine grounded in public policy (a policy reflected in the statute) so as to prevent the unjustified or improper timewise extension of the "right to exclude" granted by a patent and to prevent possible harassment by multiple assignees. See *In re Goodman*, 11 F.3d 1046, 29 USPQ2d 2010 (Fed. Cir. 1993); *In re Longi*, 759 F.2d 887, 225 USPQ 645 (Fed. Cir. 1985); *In re Van Ornum*, 686 F.2d 937, 214 USPQ 761 (CCPA 1982); *In re Vogel*, 422 F.2d 438, 164 USPQ 619 (CCPA 1970);and, *In re Thorington*, 418 F.2d 528, 163 USPQ 644 (CCPA 1969).

A timely filed terminal disclaimer in compliance with 37 CFR 1.321(c) may be used to overcome an actual or provisional rejection based on a nonstatutory double patenting ground provided the conflicting application or patent is shown to be commonly owned with this application. See 37 CFR 1.130(b).

Effective January 1, 1994, a registered attorney or agent of record may sign a terminal disclaimer. A terminal disclaimer signed by the assignee must fully comply with 37 CFR 3.73(b).

3. Claims 1-5, 8-12 are rejected under the judicially created doctrine of obviousness-type double patenting as being unpatentable over claims 6-8 of U.S. Patent No. 6,647,061. Although the conflicting claims are not identical, they are not patentably distinct from each other because the differences between claims 1-5, 8-12 and patent claims 6-8 would have been obvious to one of ordinary skill in the art. For instant, the patent claims 6-8 include all the claims limitations of claims 1, 3-4, respectively. The features of claims 2, 5 are well known in the art (Official Notice). It would have been obvious to one of ordinary skill in the art to use such well-known features in the patent claim 6 for the purpose of downsampling a DCT block. Claims 8-12 are simply directed to an apparatus corresponding to the method of claims 1-5. Therefore, they are also considered obvious over the patent claims 6-8 for the same reasons.

Application/Control Number: 10/613,865

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Claims 6-7 are objected to as being dependent upon a rejected base claim, but would be 4.

allowable if rewritten in independent form including all of the limitations of the base claim and

any intervening claims.

The prior art made of record and not relied upon is considered pertinent to applicant's 5.

disclosure. Prakbhaker et al and Yim are cited for disclosing various techniques for resizing a

DCT block.

6. Any inquiry concerning this communication or earlier communications from the

examiner should be directed to Phuoc Tran whose telephone number is (571) 272-7399. The

examiner can normally be reached on MON-FRI.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's

supervisor, Joseph Mancuso can be reached on (571) 272-7695. The fax phone number for the

organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent

Application Information Retrieval (PAIR) system. Status information for published applications

may be obtained from either Private PAIR or Public PAIR. Status information for unpublished

applications is available through Private PAIR only. For more information about the PAIR

system, see http://pair-direct.uspto.gov. Should you have questions on access to the Private PAIR

system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

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